

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
BEAUFORT DIVISION**

TIMOTHY GLIBOWSKI, on behalf of
himself and all others similarly situated,

Plaintiff,

v.

SCANA CORPORATION, SOUTH
CAROLINA ELECTRIC & GAS
COMPANY, SCANA SERVICES, INC.,
SOUTH CAROLINA PUBLIC SERVICE
AUTHORITY, KEVIN MARSH, JIMMY
ADDISON, STEPHEN BYRNE, MARTIN
PHALEN, MARK CANNON, RUSSELL
HARRIS, RONALD T. LINDSAY, JAMES
MICALI, MICHAEL CROSBY, MARION
CHERRY, and LONNIE CARTER.

Defendants.

Civil Action No. 9:18-cv-00273-TLW

**STIPULATION REGARDING FILING OF THIRD AMENDED COMPLAINT
AND EXTENDING DEADLINE FOR RESPONDING TO SAME**

The undersigned parties hereby submit this stipulation regarding Plaintiffs' filing of a Third Amended Complaint in this matter and extending the deadline for Defendants to respond to same ("Stipulation"). Specifically, the parties ask that the Court issue an order providing that Defendants need not file any response to the Second Amended Complaint and extending the time for all Defendants to file responsive pleadings and/or motions to dismiss until twenty-one (21) days following the filing of Plaintiffs' Third Amended Complaint. In support of this Stipulation, the parties respectfully show the Court as follows:

1. Plaintiffs filed a Second Amended Complaint on January 28, 2019. Dkt.

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2. The current deadline for Defendants to respond to the Second Amended Complaint is August 1, 2019. See Dkt. 99.

3. Plaintiffs have informed Defendants that they intend to file a Third Amended Complaint.

4. Defendants have agreed not to oppose Plaintiffs' filing of the Third Amended Complaint (reserving all defenses thereto) provided that Plaintiffs agree to allow Defendants twenty-one (21) days following the filing of the Third Amended Complaint to respond to the same. Plaintiffs have agreed to that request.¹

For the foregoing reasons, the undersigned parties jointly ask this Court to issue an Order providing that Defendants need not file any response to the Second Amended Complaint and that Defendants shall have up to and including twenty-one (21) days following the filing of Plaintiffs' Third Amended Complaint to file any responsive pleadings and/or motions to dismiss the Third Amended Complaint. A proposed order granting the requested relief is attached to this Stipulation.

Jointly submitted this 30th day of July, 2019.

s/ Steven J. Pugh

Steven J. Pugh (Fed. ID No. 7033)

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¹ The operative Second Amended Complaint in this matter includes a number of individual Defendants who have not yet appeared, but who have been served or have otherwise agreed to waive service. All Defendants have been consulted and, reserving all rights, agree not to oppose Plaintiffs' filing of the Third Amended Complaint.

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